IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE SIXTEENTH DAY OF NOVEMBER
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE SRI JUSTICE R.SUBHASH REDDY

WRIT PETITION No.8769 of 2000

Between:

Dr.K.Lata.

..... PETITIONER

AND

1.The Registrar, N.T.R.University

Of Health Sciences, Vijayawada, and 2 others.

.....RESPONDENTS

ORDER:

This Writ Petition is filed seeking a declaration that the action of the respondents in not allowing the petitioner to attend the classes in P.G.Diploma Course in Gynecology as illegal and arbitrary.

The entrance examination for admission to Post Graduate Medical Course in the Medical colleges affiliated to N.T.R.University of Health Sciences, was conducted during the academic year 1999-2000. The petitioner, who appeared in the said examination, secured the rank of 159. Basing on the rank in the category for which the petitioner has applied, she was allotted seat in Diploma in Gynecology at Guntur Medical College. Questioning the allotment of seat to the petitioner, one Smt.V.Ganga Bhavani, who secured the rank of 142, has filed W.P.No.21985 of 1999, before this Court, and the same was allowed on 22-03-2002, declaring the allotment of the seat to the petitioner herein as illegal. Petitioner has already attended the classes for more than 3 months, and now, the respondents are not permitting her to attend the classes. Petitioner's representation dated 1-5-2000 before the 1st respondent seeking permission to attend the classes, became futile. Hence, the writ petition.

Heard learned Counsel for the parties and perused the entire material available on record.

Inasmuch as the petitioner was figured as third respondent in W.P.No. 21985 of 1999, and as her allotment of seat itself was set aside, no direction can be given in this Writ Petition. But, however, it is to be noticed that at the stage of admission, this Court *vide* order dated 16-05-2000 granted direction to the respondents to consider the case of the petitioner for continuing her in the first year Diploma in Gynecology, pending further orders. Since no counter affidavit, and also no petition seeking vacation of the stay order are filed till date, said interim order continued all along, by virtue of which, the petitioner also continued in the same course. In the circumstances, it is open for the respondents to issue relevant certificate to the petitioner, if she is qualified in the course.

Subject to above direction, the Writ Petition is disposed of. No costs.

16-11-2005

LUR